

Message Text

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13

ORIGIN COME-00

INFO OCT-01 EA-09 IO-11 ISO-00 EB-07 STR-04 /032 R

DRAFTED BY COM/IEPR/OTP:NBRADSHAW:JM

APPROVED BY EB/OT/GCP:SAHMAD

COM/OTP/DND:LJMURPHY

"OM/OTP/TNAD:CROE (DRAFT)

STATE/EA/IMS:WSHEPARD (SUBS)

STATE/EB/OT/GCP:RTBANQUE (SUBS)

STR:BSTEINBOCK (SUBS)

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R 030747Z APR 76

FM SECSTATE WASHDC

TO AMEMBASSY KUALA LUMPUR

INFO USDEL MTN GENEVA

UNCLAS STATE 080403

E.O. 11652: N/A

TAGS: ETRD, MTN, MY

SUBJECT: MTN--TROPICAL PRODUCTS NEGOTIATIONS

REF: KUALA LUMPUR 89; 1975 KUALA LUMPUR 6557

1. PLEASE ADVISE CURRENT TARIFF ON PERFUMERY, COSMETIC AND TOILET PREPARATIONS, BTN 3306, OR RATES SPECIFICALLY FOR PERFUMERY, CONTAINING SPIRITS: FOR OTHER THAN DOMESTIC USE, BTN 3306120 (MALAYSIA STATISTICAL NUMBER 5530/1500), AND PERFUMERY, NOT CONTAINING SPIRITS, FOR DOMESTIC USE, BTN 3306150 (MALAYSIA STATISTICAL NUMBER 55301300).

2. ALSO ADVISE WHETHER MALAYSIAN CUSTOMS VALUATION UPLIFT (THE PRACTICE BY CUSTOMS AUTHORITIES OF INCREASING THE DUTIABLE VALUE OF INTER-COMPANY TRANSACTIONS TO TAKE ACCOUNT OF THE OMISSION OF CERTAIN COSTS, E.G. PATENTS, ADVERTISING AND PROFITS) IS APPLIED GENERALLY TO C.I.F.

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INVOICE VALUE OF REFRIGERATOR AND REFRIGERATING EQUIP-

MENT, DOMESTIC, ELECTRICAL, OVER 12 CU. FT. CAPACITY, BTN 8415460 (STAT. NO. 72501200) AND EVAPORATORS AND CONDENSERS, NON-DOMESTIC REFRIGERATING EQUIPMENT, BTN 8417110 (STAT. NO 71919100). INDUSTRY HAS COMPLAINED OF THIS.

WE SUSPECT, HOWEVER, IT MAY BE ONE FIRM'S INDIVIDUAL PROBLEM, BUT WE CANNOT VERIFY THE COMPLAINT'S LEGITIMACY HERE. WOULD APPRECIATE EMBASSY COMMENTS ON WHETHER IT HAS ANY EVIDENCE OF GENERAL RESORT TO VALUATION UPLIFTS BY MALAYSIAN CUSTOMS ON OTHER PRODUCTS, OR WHETHER UPLIFTS ARE APPLIED (APPROPRIATELY) ONLY WHERE CUSTOMS KNOWS OR HAS REASON TO BELIEVE UNDER-INVOICING IS BEING PRACTICED.

3. IF PUBLISHED 1974 MALAYSIAN IMPORT STATISTICS AVAILABLE GRATIS, PLEASE AIR POUCH COPY TO USDOC, OFFICE OF INTERNATIONAL TRADE POLICY/DEVELOPING NATIONS DIVISION. PUBLICATION NEEDED AS SOON AS POSSIBLE BECAUSE OF USEFULNESS IN MTN. IF NOT AVAILABLE GRATIS OR THROUGH NORMAL CHANNEL FUNDING, PLEASE CABLE COST, ORDERING PROCEDURE AND AVAILABILITY. KISSINGER

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NNN

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